



**TOWN OF LOS GATOS  
COUNCIL AGENDA REPORT**

MEETING DATE: 05/02/2023

ITEM NO: 9

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DATE: April 25, 2023  
TO: Mayor and Town Council  
FROM: Laurel Prevetti, Town Manager  
SUBJECT: Authorize the Town Manager to Execute a Second Amendment to the Agreement with the County of Santa Clara for the Countywide Household Hazardous Waste Collection Program with a \$65,874 Augmentation for Fiscal Year 2023/24

**RECOMMENDATION:**

Authorize the Town Manager to execute a Second Amendment to the Agreement (Attachment 1) with the County of Santa Clara for the Countywide Household Hazardous Waste Collection Program with a \$65,874 augmentation for Fiscal Year 2023/24.

**BACKGROUND:**

In June 2021, the Town of Los Gatos and the County of Santa Clara entered into a three-year Agreement and in June 2022 executed the First Amendment to that agreement (Attachment 2) to provide household hazardous waste (HHW) service to Los Gatos residents. The Agreement is amended annually during the term of the contract to adjust costs and authorize augmentation levels each fiscal year. The HHW Agreement will be valid until June 30, 2024.

The Countywide HHW Collection program enables residents to conveniently dispose of small quantities of hazardous waste at any of the collection facilities in the County. Hazardous waste that is not allowed to be placed in household garbage containers. Hazardous waste includes, items such as cleaning products, mercury thermostats, pesticides, flammable liquids, corrosives, solvents, car batteries, used motor oil, antifreeze, paint, fluorescent lights, electronic waste, and the like.

**PREPARED BY:** Dan Keller  
Facilities and Environmental Services Manager

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Reviewed by: Town Manager, Town Attorney, Finance Director, and Parks and Public Works Director

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BACKGROUND (continued):

AB 939 provides authority for agencies to collect funds for planning and implementation of integrated waste management programs, which include programs for diversion of waste from landfills. The Town of Los Gatos has an existing agreement with the County for AB 939 implementation (Attachment 3) which offsets the costs for the services in the HHW agreement.

DISCUSSION:

While the Town and County entered into a three-year agreement to provide HHW collection services, the agreement must be amended annually with a new operating schedule and a new augmentation amount for service levels above what is funded through AB 939 Implementation Fees. The Town is required under the agreement to pay the difference between the estimated cost to provide service to an average of 4% of the Town's residents annually at hazardous waste disposal sites under the program less the amount generated within the Town in AB 939 fees. The AB 939 fees will continue to support a 4% level of participation by Los Gatos residents in the County HHW Program. Funding augmentation for the HHW Program for FY 2023/24 is needed in the amount of \$65,874 based on anticipated participation from Town residents.

CONCLUSION:

Authorize the Town Manager to execute a Second Amendment to the Agreement with the County of Santa Clara for the Countywide Household Hazardous Waste Collection Program with a \$65,874 augmentation for Fiscal Year 2023/24.

FISCAL IMPACT:

The amount of \$65,874 for funding augmentation of the HHW Program is included as an expense in the Proposed FY 2023/24 Operating Budget within the Environmental Services Program. The amount is calculated based on anticipated resident participation from Los Gatos; actual funding augmentation for FY 2023/24 will be based on actual resident participation.

ENVIRONMENTAL ASSESSMENT:

This is not a project defined under CEQA, and no further action is required.

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Attachments:

1. Second Amendment to the Agreement for Countywide Household Hazardous Waste Collection Program
2. First Amendment and Original Agreement for Countywide Household Hazardous Waste Collection Program
3. Agreement for Countywide AB939 Implementation Fee